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7 Attorneys for Plaintiffs
8 ARISTA RECORDS LLC; UMG
RECORDINGS, INC.; and MOTOWN
9 RECORD COMPANY, L.P.

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11 UNITED STATES DISTRICT COURT
12 CENTRAL DISTRICT OF CALIFORNIA
13 WESTERN DIVISION
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15 ARISTA RECORDS LLC, a Delaware
limited liability company; UMG
16 RECORDINGS, INC., a Delaware
corporation; and MOTOWN RECORD
17 COMPANY, L.P., a California limited
partnership,

18 Plaintiffs,

19 vs.
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21 Jeremy Joseph Vazquez,
22 Defendant.

Case No.: 2:08-cv-05484-PSG-SS

Hon. Philip S. Gutierrez

**[PROPOSED] JUDGMENT AND
PERMANENT INJUNCTION**

1 The Court, having considered the Stipulation to Judgment and Permanent
2 Injunction executed by the parties,

3 IT IS ORDERED AND ADJUDGED THAT:

4 1. Defendant shall pay to Plaintiffs in settlement of this action the total
5 sum of \$10,280.00.

6 2. Defendant shall pay Plaintiffs' costs of suit (complaint filing fee and
7 service of process fee) in the amount of \$420.00.

8 3. Defendant shall be and hereby is enjoined from directly or indirectly
9 infringing Plaintiffs' rights under federal or state law in any sound recording,
10 whether now in existence or later created, that is owned or controlled by Plaintiffs
11 (or any parent, subsidiary, or affiliate record label of Plaintiffs) ("Plaintiffs'
12 Recordings"), including without limitation by:

13 a. using the Internet or any online media distribution system to
14 reproduce (i.e., download) any of Plaintiffs' Recordings, to distribute
15 (i.e., upload) any of Plaintiffs' Recordings, or to make any of
16 Plaintiffs' Recordings available for distribution to the public, except
17 pursuant to a lawful license or with the express authority of Plaintiffs;
18 or

19 b. causing, authorizing, permitting, or facilitating any third party to
20 access the Internet or any online media distribution system through
21 the use of an Internet connection and/or computer equipment owned
22 or controlled by Defendant, to reproduce (i.e., download) any of
23 Plaintiffs' Recordings, to distribute (i.e., upload) any of Plaintiffs'
24 Recordings, or to make any of Plaintiffs' Recordings available for
25 distribution to the public, except pursuant to a lawful license or with
the express authority of Plaintiffs.

26 Defendant also shall destroy all copies of Plaintiffs' Recordings that Defendant
27 and/or any third party that has used the Internet connection and/or computer
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1 equipment owned or controlled by Defendant has downloaded without Plaintiffs'
2 authorization onto any computer hard drive or server owned or controlled by
3 Defendant, and shall destroy all copies of those downloaded recordings transferred
4 onto any physical medium or device in Defendant's possession, custody, or control.

5 4. Defendant irrevocably and fully waives notice of entry of the
6 Judgment and Permanent Injunction, and understands and agrees that violation of
7 the Judgment and Permanent Injunction will expose Defendant to all penalties
8 provided by law, including for contempt of Court.

9 5. Defendant irrevocably and fully waives any and all right to appeal this
10 Judgment and Permanent Injunction, to have it vacated or set aside, to seek or
11 obtain a new trial thereon, or otherwise to attack in any way, directly or
12 collaterally, its validity or enforceability.

13 6. Nothing contained in the Judgment and Permanent Injunction shall
14 limit the right of Plaintiffs to recover damages for any and all infringements by
15 Defendant of any right under federal copyright law or state law occurring after the
16 date Defendant executes the Stipulation to Judgment and Permanent Injunction.

17 7. The Court shall maintain continuing jurisdiction over this action for
18 the purpose of enforcing this final Judgment and Permanent Injunction.

19 DATED: _02-24-09_____

20 By: PHILIP S. GUTIERREZ
21 Hon. Philip S. Gutierrez
22 United States District Judge
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